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## BEFORE THE ARIZONA CORPORATION COMMISSION

COMMISSIONERS

Arizona Corporation Commission

DOCKETED

JUL 12 2010

KRISTIN K. MAYES, Chairman  
 GARY PIERCE  
 PAUL NEWMAN  
 SANDRA D. KENNEDY  
 BOB STUMP

DOCKETED BY

MN

IN THE MATTER OF THE APPLICATION OF  
 PARK WATER COMPANY, INC. FOR AN  
 EMERGENCY RATE INCREASE.

DOCKET NO. W-02353A-09-0328

IN THE MATTER OF THE APPLICATION  
 OF PARK WATER COMPANY, INC. FOR  
 APPROVAL TO OBTAIN FINANCING.

DOCKET NO. W-02353A-09-0329

DECISION NO. 71782

**ORDER EXTENDING TIME**  
**DEADLINE CONTAINED IN**  
**DECISION NO. 71421**

Open Meeting  
 June 29 and 30, 2010  
 Phoenix, Arizona

**BY THE COMMISSION:**

\* \* \* \* \*

Having considered the entire record herein and being fully advised in the premises, the  
 Commission finds, concludes, and orders that:

**FINDINGS OF FACT**

1. On December 8, 2008, the Arizona Corporation Commission ("Commission") issued  
 Decision No. 71421, approving Park Water Company, Inc.'s, ("PWC") applications for an emergency  
 rate increase and approval to obtain financing. The Decision required, among other things, that PWC  
 file with the Commission, no later than April 30, 2010, an application for a permanent rate increase,  
 using a test year ending December 31, 2009.

2. On March 19, 2010, PWC filed a motion for an extension of time, until May 30, 2010,  
 to file the permanent rate case required in Decision No. 71421. PWC's motion stated that due to  
 health problems of the worker responsible for preparing the rate case information, a lack of financial  
 capital to hire a consultant to assist in the preparation of the rate case, and the unanticipated time and

1 resources needed to comply with the financing requirements set forth in Decision No. 71421,  
2 additional time is needed.

3         3. On May 10, 2010, the Commission's Utilities Division ("Staff") filed a response to  
4 PWC's motion for an extension of time, stating that Staff contacted PWC and confirmed that the  
5 worker responsible for preparing the necessary paperwork for the rate case has experienced  
6 significant health problems and that PWC has spent significant time processing a \$200,000 Water  
7 Infrastructure Finance Authority ("WIFA") application in accordance with the requirements set forth  
8 in Decision No. 71421. Staff's response further states that PWC orally requested a further extension  
9 of time, until June 15, 2010, to prepare the permanent rate case. Staff recommends granting PWC an  
10 extension of time, until June 30, 2010, to file its rate case to ensure that PWC has adequate time to  
11 prepare and file the case, but that no additional extensions of time should be granted.

12         4. PWC has filed a timely request for an extension of time to comply with Decision No.  
13 71421. Based on Staff's verification that PWC has expended extensive time and resources preparing  
14 its WIFA loan application in compliance with Decision No. 71421, and that PWC has experienced  
15 administrative delays due to the health problems of its worker, we find that Staff's recommendation  
16 to grant PWC an extension of time, until June 30, 2010, to file its permanent rate case as required in  
17 Decision No. 71421, is reasonable and should be adopted.

#### 18 CONCLUSIONS OF LAW

19         1. PWC is a public service corporation with the meaning of Article XV of the Arizona  
20 Constitution and A.R.S. §§ 40-281 and 40-282 and 40-285.

21         2. The Commission has jurisdiction over PWC, and the subject matter of the request for  
22 an extension of time to comply with Commission Decision No. 71421.

23         3. PWC's request for an extension of time to comply with Decision No. 71421 is in the  
24 public interest.

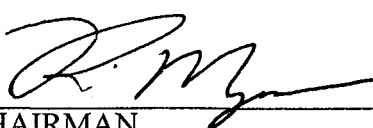
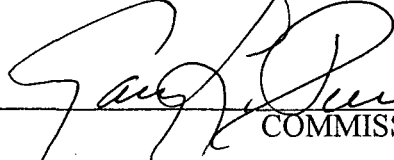


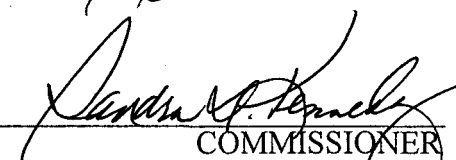
25         4. Staff's recommendation that PWC receive an extension of time, until June 30, 2010, to  
26 file a permanent rate case in compliance with Decision No. 71421, is reasonable.  
27  
28 ...

**ORDER**

IT IS THEREFORE ORDERED that Park Water Company, Inc., is hereby granted an extension of time, until June 30, 2010, to file a permanent rate case with a test year ending December 31, 2009, as set forth in Commission Decision No. 71421.

IT IS FURTHER ORDERED that this Decision shall become effective immediately.

BY ORDER OF THE ARIZONA CORPORATION COMMISSION.

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| CHAIRMAN  | COMMISSIONER  |   |
|  |   |  |
| COMMISSIONER  | COMMISSIONER  | COMMISSIONER  |

IN WITNESS WHEREOF, I, ERNEST G. JOHNSON, Executive Director of the Arizona Corporation Commission, have hereunto set my hand and caused the official seal of the Commission to be affixed at the Capitol, in the City of Phoenix, this 12<sup>th</sup> day of July, 2010.

  
ERNEST G. JOHNSON  
EXECUTIVE DIRECTOR

DISSENT \_\_\_\_\_

DISSENT \_\_\_\_\_

YBK: db

1 SERVICE LIST FOR:

PARK WATER COMPANY, INC.

2 DOCKET NOS.:

W-02353A-09-0328 AND W-02353A-09-0329

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